

General Assembly of North Carolina

Environmental Review Commission State Legislative Building Raleigh, North Carolina

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January 18, 2011

MEMORANDUM

To: Members of the Environmental Review Commission
From: Mariah Matheson, Commission Assistant
Re: Disposition of Reports

The following reports have been submitted to the Environmental Review Commission (Commission) since the last reports distribution on May 11, 2010:

A. The following report has been submitted by the Principal Investigators of the Water Allocation Resources Study and is being distributed in connection with today's agenda as follows:

Final report on the allocation of surface water resources and their availability and maintenance in the State and issues related to increasing water supply and reservoir construction to the 2010 Regular Session. December 1, 2010. Authority: S.L. 2007-518, Sec. 1.(a) as amended by S.L. 2008-10 and S.L. 2008-143, Sec. 6. *Agenda Item #4*

B. The following reports have been submitted and may be distributed in conjunction with a presentation at a future meeting of the Commission. These reports are available electronically at the Commission's website:

(<http://www.ncleg.net/gascripts/DocumentSites/browseDocSite.asp?nID=12&sFolderName=\ERC%20Reports%20Received>). If you would like a hardcopy of one of these reports, please contact Mariah Matheson at (919) 733-2578 or mariahm@ncleg.net for assistance.

1) Department of Agriculture

- a. Report on the 2009 Agricultural Water Use Survey. July 1, 2010. Statutory Authority: G.S. 106-24(b).

2) Environmental Management Commission

- a. Annual report on the implementation of stormwater rules and programs. October 1, 2010. Statutory Authority: G.S. 143-214.7(e).

- b. Quarterly reports by the EMC as to its operations, activities, programs, and progress during the previous quarters. July 15, 2010 and October 15, 2010. Statutory Authority: G.S. 143B-282(b).
- 3) State Water Infrastructure Commission
 - a. Annual report by the State Water Infrastructure Commission on its activities and findings. November 1, 2010. Statutory Authority: G.S. 159G-67.
 - b. Report on guidelines for water rate structures adequate to pay the cost of maintaining, repairing, and operating the system and consider the effect of water rates on water conservation and recommend rate structures that support water conservation. November 1, 2010. Authority: S.L. 2008-143, Sec. 17.
- 4) Utilities Commission
 - b. Annual report on the implementation of the North Carolina Renewable Energy and Energy Efficiency Portfolio Standards and subsequent proceedings. October 1, 2010. Statutory Authority: G.S. 62-133.8(j)).
 - c. Annual report on the Implementation of the "Clean Smokestacks Act." June 1, 2010. Authority: S.L. 2002-4, Sec. 14.
- 5) Coastal Resources Commission, Coastal Resources Advisory Council, and the Department of Environment and Natural Resources
 - a. Report on the feasibility and advisability of the use of a terminal groin as an erosion control device. April 1, 2010. Authority: Session Law 2009-479.
- 6) Department of Environment and Natural Resources
 - a. Annual report on the cost of implementing the Mining Act of 1971. September 1, 2010. Statutory Authority: G.S. 74-54.1(c).
 - b. Annual report on three river basin advisory commissions (Catawba/Wateree River Basin Advisory Commission, the Roanoke River Basin Advisory Commission, and the Yadkin/Pee Dee River Basin Advisory Commission). October 1, 2010. Statutory Authority: G.S. 77-117.
 - c. Annual report on the Parks and Recreation Trust Fund, Fiscal Year 2009-2010. October 1, 2010. Statutory Authority: G.S. 113-44.15(c).
 - d. Annual report on acquisitions made from the Natural Heritage Trust Fund. October 1, 2010. Statutory Authority: G.S. 113-77.9(e), as amended by S.L. 2009-484, Sec. 14.
 - e. Annual report on implementation of the Sedimentation Pollution Control Act of 1973. October 1, 2010. Statutory Authority: G.S. 113A-67.
 - f. Annual report on the Conservation Easement Program. October 1, 2010. Statutory Authority: G.S. 113A-235(c).

- g. Annual report on progress towards attaining the State's goal of protecting one million acres of farmland, open space, and conservation lands. October 1, 2010. Statutory Authority: G.S. 113A-241(c).
- h. Annual report on implementation of the Resident Inspectors Program at commercial hazardous waste facilities. October 1, 2010. Statutory Authority: G.S. 130A-295.02(m).
- i. Annual report on the Inactive Hazardous Sites Program. October 1, 2010. Statutory Authority: G.S. 130A-310.10.
- j. Annual report on the Mercury Minimization Plan. October 1, 2010. Statutory Authority: G.S. 130A-310.57, Sec. 7.
- k. Annual report on Basinwide Water Quality Management Plans. October 1, 2010. Statutory Authority: G.S. 143-215.8B(d).
- l. Annual report on the compliance/enforcement of water quality laws for facilities that discharge into surface waters. October 1, 2010. Statutory Authority: G.S. 143-215.9A.
- m. Annual report on permitting and inspecting animal waste management systems/Animal Waste Compliance Report. October 1, 2010. Statutory Authority: G.S. 143-215.10M.
- n. Annual report on the status of leaking petroleum underground storage tanks, the State cleanup fund, and the Groundwater Protection Loan Fund. September 1, 2010. Statutory Authority: G.S. 143-215.94M, as amended by S.L. 2002-148, Sec. 7.
- o. Annual report on the Dry-Cleaning Solvent Cleanup Act of 1997. October 1, 2010. Statutory Authority: G.S. 143-215.104U.
- p. Annual (draft) report on the progress in developing and implementing the Coastal Habitat Protection Plan. September 1, 2010. Statutory Authority: G.S. 143B-279.8(e).
- q. Annual report and recommendations on the One-Stop Permit Assistance Program and the express permit and certification review program. March 2009 and 2010. Statutory Authority: G.S. 143B-279.12(e) and G.S. 143B-279.13(c).
- r. Annual report by the Drought Management Advisory Council. October 1, 2010. Statutory Authority: G.S. 143-355.1(g).
- s. Annual report on the progress of water supply planning. September 1, 2010. Statutory Authority: G.S. 143-355(n).
- t. Report of Superfund cost share fund expenditures for cleanup of sites on the National Priorities List. Within 30 days of expenditure. Authority: S.L. 1999-237, Sec. 15.6.(b).
- u. Annual report on the Wastewater Discharge Elimination Program. October 15, 2010. Authority: S.L. 2001-452, Sec. 2.9.
- v. Annual report on the impacts on water quality and other environmental impacts from the new urban waterfront area development authorized by S.L. 2004-117, Sec. 4 and evaluate the costs and benefits from the development to the area in which the development is located. October 1, 2010. Authority: S.L. 2004-117, Sec. 4.

- w. Annual report on animal waste management performance standards for swine farms, the Lagoon Conversion Program, and the Swine Farm Waste Management System Conversion Account. October 1, 2010. Authority: S.L. 2007-523, Sec.2(f).
- x. Interim report on the desirability and the feasibility of merging the Division of Public Health and the Division of Environmental Health. January 15, 2011. Authority: S.L. 2010-31, Sec. 13.2.
- y. Report on funding issues associated with the Zoological Park, current organizational structure and reorganization as an authority, as a private nonprofit corporation. December 31, 2010. Authority: S.L. 2009-329, Sec. 5.11, as amended by S.L. 2010-152, Part XXI.